

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH  
CENTRAL DIVISION

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOE RAKES,

Defendant.

MEMORANDUM DECISION AND  
ORDER GRANTING  
GOVERNMENT’S MOTION FOR  
WITHDRAWAL OF  
MEMORANDUM DECISION AND  
SETTING BRIEFING SCHEDULE

Case No. 2:05-CR-131 TS

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This matter is before the Court on the Government’s Motion for Withdrawal of Memorandum Decision,<sup>1</sup> wherein the government requests that the Court withdraw its June 12, 2006 Memorandum Decision and Order Directing Government to Respond to Outstanding Motions and Objections by Defendant and Striking and Resetting Sentencing Date,<sup>2</sup> and replace

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<sup>1</sup> Docket No. 134.

<sup>2</sup> Docket No. 132.

it simply with a scheduling order. Having considered the government's request and the totality of the circumstances, the Court will grant the government's Motion.

Based upon the above, it is hereby

ORDERED that the Court's June 12, 2006 Memorandum Decision and Order Directing Government to Respond to Outstanding Motions and Objections by Defendant and Striking and Resetting Sentencing Date (Docket No. 132) is WITHDRAWN. It is further

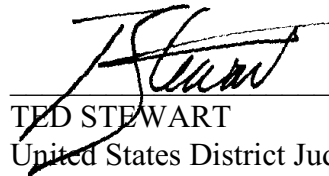
ORDERED that the government shall file its responses to Defendant's filings regarding sentencing (Docket Nos. 121, 125, 126, and 127) no later than July 7, 2006. It is further

ORDERED that sentencing shall proceed on August 10, 2006, at 3:00 p.m.

SO ORDERED.

DATED June 21, 2006.

BY THE COURT:



TED STEWART  
United States District Judge